

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

PDV USA, Inc.

Plaintiff,

v.

Interamerican Consulting, Inc.

Defendant.

No. 20-cv-03699-JGK

**NOTICE OF MOTION TO DISMISS PLAINTIFF'S AMENDED COMPLAINT FOR  
FAILURE TO STATE A CLAIM  
PURSUANT TO FED. R. CIV. P. 12(b)(6)**

**PLEASE TAKE NOTICE** that Defendant Interamerican Consulting, Inc., by and through its undersigned counsel, respectfully moves this Court, before the Honorable John G. Koeltl, United States District Judge, on such date as the Court will determine, at 500 Pearl Street, New York, NY 10007-1312, for an Order, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, dismissing Plaintiff's Amended Complaint, dated October 30, 2020, for Failure to State a Claim and for any other relief the Court deems appropriate. In support of this motion, the Defendant submits the accompanying Memorandum of Law, dated December 18, 2020.

Dated: December 18, 2020  
New York, New York

Respectfully submitted,



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